

- 401.90 Boarding for inspection.
- 401.91 Removal of obstructions.
- 401.92 Wintering and lying-up.
- 401.93 Access to Seaway property.
- 401.94 Keeping copy of regulations.
- 401.95 Compliance with regulations.

NAVIGATION CLOSING PROCEDURES

- 401.96 Definitions.
- 401.97 Closing procedures.

SCHEDULE I—VESSELS TRANSITING U.S. WATERS

SCHEDULE II—TABLE OF SPEEDS

SCHEDULE III—CALLING-IN TABLE

APPENDIX I—VESSEL DIMENSIONS

Subpart B—Penalties—Violations of Seaway Regulations

- 401.101 Criminal penalty.
- 401.102 Civil penalty.

Subpart C—Assessment, Mitigation or Remission of Penalties

- 401.201 Delegation of authority.
- 401.202 Statute providing for assessment, mitigation or remission of civil penalties.
- 401.203 Reports of violations of Seaway regulations and instituting and conducting civil penalty proceedings.
- 401.204 Criminal penalties.
- 401.205 Civil and criminal penalties.
- 401.206 Procedure for payment of civil penalty for violation of Seaway regulations.

Subpart A—Regulations

AUTHORITY: 68 Stat. 93, 33 U.S.C. 981-990, as amended; sec. 104, Pub. L. 92-340, 86 Stat. 424; 49 CFR 1.52.

SOURCE: 39 FR 10900, Mar. 22, 1974, unless otherwise noted.

§ 401.1 Short title.

These regulations may be cited as the "Seaway Regulations."

§ 401.2 Interpretation.

In the regulations in this part:

- (a) *Authority* means the St. Lawrence Seaway Authority;
- (b) *Corporation* means the Saint Lawrence Seaway Development Corporation;
- (c) *Flashpoint* means the temperature as determined by the closed-cup method.
- (d) *Navigation season* means the annual period designated by the Corporation and the Authority, that is appropriate to weather and ice conditions or

vessel traffic demands, during which the Seaway is open for navigation;

(e) *Officer* means a person employed by the Corporation or the Authority to direct some phase of the operation or use of the Seaway;

(f) *Passing through* means in transit through a lock or through the waters enclosed by the approach walls at either end of a lock chamber;

(g) *Pleasure craft* means a vessel, however propelled, that is used exclusively for pleasure and that does not carry passengers who have paid a fare for passage;

(h) *Preclearance* means the authorization given by the Corporation or the Authority for a vessel to transit;

(i) *Representative* means the owner or charterer of a vessel or an agent of either of them and includes any person who, in an application for preclearance of a vessel, accepts responsibility for payment of the tolls and charges to be assessed against the vessel in respect of transit and wharfage;

(j) *Seaway* means the deep waterway between the Port of Montreal and Lake Erie and includes all locks, canals and connecting and contiguous waters that are part of the deep waterway, and all other canals and works, wherever located, the management, administration and control of which have been entrusted to the Corporation or the Authority;

(k) *Seaway station* means a radio station operated by the Corporation or the Authority;

(l) *Tanker* means any vessel specifically constructed for carrying bulk cargoes of liquid petroleum products, liquid chemicals, liquid edible oils and liquified gases in tanks which form both an integral part and the total cargo carrying portion of that vessel.

(m) *Towed* means pushed or pulled through the water;

(n) *Transit* means to use the Seaway, or a part of it, either upbound or downbound;

(o) *Vessel* means any type of craft used as a means of transportation on water; and